

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**TERA WILLIAMS and
T’JUANNE WILLIAMS,
Plaintiffs,**

v.

**OFFICER EDWARD RIDER, OFFICER
MICHAEL MAURER, OFFICER URIAH
AVILES, and STEPHANIE BARTLETT,
Defendants**

:
: **No. 1:12-cv-1566**
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: **(Judge Kane)**
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ORDER

AND NOW, on this 7th day of August 2014, **IT IS HEREBY ORDERED THAT**

Defendants’ motion to dismiss (Doc. No. 49) is **GRANTED IN PART** and **DENIED IN PART** as follows:

1. Plaintiff Tera Williams’ Section 1983 claims arising under the Eighth Amendment are **DISMISSED WITH PREJUDICE**;
2. Plaintiff Tera Williams’ Section 1983 claims alleging excessive force and failure to intervene under the Fourth Amendment are not dismissed;
3. To the extent Plaintiff Tera Williams seeks to bring her excessive force and failure to intervene claims under the Fourteenth Amendment, those claims are **DISMISSED WITH PREJUDICE**;
4. Plaintiff Tera Williams’ Section 1983 claim alleging deliberate indifference to a serious medical need under the Fourteenth Amendment is not dismissed; and
5. Plaintiff T’Juanne Williams’ state law claims alleging assault and IIED are **DISMISSED WITH PREJUDICE**.

S/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania